

# DRAFT

August 14, 2008

RECEIVED

AUG 25 2008

Corey Thurston  
Western Clay Company  
620 East State Hwy 24  
Aurora, UT 84620

DIV. OF OIL, GAS & MINING

Subject: Initial Review of Notice of Intention to Amend Large Mining Operations, Western Clay Company, Bentonite Pits, M/041/012, Sevier County, Utah

Dear Mr. Thurston:

The Division has started our review of your draft Notice of Intention (NOI) to Amend Large Mining Operations for the Bentonite Pits mine, located in Sevier County, Utah. After a cursory review of the information, the Division has determined that the notice meets the qualifications to be considered an amendment, rather than a revision, since the reclamation plan will not differ substantially from the approved plan.

Before the Division can issue final approval for this amendment, the following needs to be provided:

- **R647-4-101 – Filing Requirements**

*General Comment*

During our review, it was noted that there are several minor inconsistencies within your approved Notice of Intent. It appears that most of these resulted from amendments that were made in the past, which did not necessarily catch all of the text changes within the NOI. Therefore, we are asking that you provide us with a comprehensive plan that incorporates your original NOI and all the amendments that have been made to date (including this one). Please pay particular attention to map features, legends, north arrows, and acreages to make sure they are accurate and are consistent between each map and the text. Please provide this consolidated NOI by November 24, 2008.

*101-5 Permit fees*

The annual permit fee for mines with over 50 acres of disturbance is \$1,000. Since this amendment increases the disturbed acreage to over 50 acres, please provide an additional \$500 for your annual permit fee.

- **R647-4-110 - Reclamation Plan**

*110.5 Backfilling and Grading.*

Please provide a commitment to compact backfill areas at a maximum of 3-foot lifts. Describe the type of equipment that will be used and the compactive efforts you propose to implement for compacting backfilled areas.

ZIONS FIRST NATIONAL BANK  
Selling Office P.O. Box 279  
Salt Lake City, Utah 84154

05319

08-02

WESTERN CLAY COMPANY  
620 E. SR 24 PH. 435-529-3281  
P.O. BOX 127  
AURORA, UT 84620

8/20/2008

PAY

STATE OF UTAH DNR DOGM

\*\*500.00

Five Hundred and 00/100\*\*\*\*\*

TO THE  
ORDER  
OF

STATE OF UTAH DNR DOGM  
1594 W NORTH TEMPLE SUITE 1210  
PO BOX 145801  
SALT LAKE CITY, UT 84114-5801



AUTHORIZED SIGNATURE

MP

WESTERN CLAY COMPANY

STATE OF UTAH DNR DOGM

8/20/2008

05319

500.00

M b411012

Cash in Zions Bank

500.00

Details on Back



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